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*Counsel for Defendants
Longs Drug Stores California, L.L.C.
and Nevada CVS Pharmacy, L.L.C.*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

JENNIFER LEE MULLIN and CHARLES
JOSEPH THOMPSON, on behalf of themselves
and all others similarly situated,

Plaintiffs,

v.

LONGS DRUG STORES CALIFORNIA, L.L.C.
and NEVADA CVS PHARMACY, L.L.C.,

Defendants.

Case No. 2:24-CV-02187-CDS-NJK

**DEFENDANTS' STATEMENT
REGARDING REMOVAL**

Defendants Longs Drug Stores California, L.L.C. and Nevada CVS Pharmacy, L.L.C., provide the following information in response to this Court's Order requiring a supplemental statement regarding removal. (Doc. 5.)

Defendants have not been served with a copy of the complaint or summons. Rather, on October 24, 2024, Plaintiff's counsel emailed a "waiver of service" to Defendants' counsel. Defendants' counsel executed the waiver of service, and then returned it to Plaintiff's counsel for filing in state court on November 12, 2024. Defendants therefore did not file outside of the 30-day window for removal.

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1 Additionally, Defendants did not remove based on diversity jurisdiction, this case was not
2 commenced more than one year before the date of removal, and there are no other defendants in this action
3 (and thus none known to have been served before the notice of removal was filed).¹
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5

6 DATED: December 6, 2024

Respectfully submitted,

8 By: /s/ Gia N. Marina

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23 Attorneys for Defendants
24 Nevada CVS Pharmacy, L.L.C. and Longs
25 Drug Stores California, L.L.C.

26
27
28 ¹ Defendants continue to seek to enforce their right to compel Plaintiffs to arbitration, and have filed a motion to compel arbitration.

CERTIFICATE OF SERVICE

I hereby certify that on December 6, 2024, I presented the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

/s/ Nicholas DiMattei, Jr.

An Employee of CLARK HILL PLLC